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NEWS RELEASE

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LOCAL DOCTOR ORDERED TO PAY \$25,000 **FOR USING NON-FDA APPROVED DRUG ON PATIENTS**

SACRAMENTO -- United States Attorney McGregor W. Scott announced that TIMOTHY J. ROSIO, M.D., age 53, of Cameron Park, was sentenced today by United States Magistrate Judge Kimberly J. Mueller to pay a fine of \$25,000. The defendant pleaded guilty on June 1, 2007, to receipt and delivery of a misbranded drug and misbranding a drug held for sale.

This case is the product of an extensive investigation by the Food and Drug Administration ("FDA").

According to Assistant United States Attorney Michael M. Beckwith, who prosecuted the case, DR. ROSIO ordered a drug that the FDA had not approved for use in humans from Arizona-based Toxin Research International ("TRI"). The drug's packaging, labeling, and invoices clearly stated "FOR RESEARCH PURPOSES ONLY, NOT FOR HUMAN USE." After receiving the drug, DR. ROSIO, offered it for sale to the public under the familiar name of Botox. The unapproved TRI product was much less expensive than Allergan's Botox. DR. ROSIO administered the unapproved drug to at least 15 patients, some on multiple occasions, in the form of injections, all for monetary compensation.

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